

# Notice of Allowability

Application No.

10/708,654

Examiner

Lori L. Coletta

Applicant(s)

WILSON, TIMOTHY DAVID

Art Unit

3612

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed on November 10, 2004.
  2. ☒ The allowed claim(s) is/are 1.
  3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
  4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
    - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- \* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☒ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                    |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance              |
|   | 9. <input type="checkbox"/> Other _____.   |

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

"hood 24, roof 24, and trunk 24" [0010] has been changed to --hood 24a, roof 24b, and trunk 24c--.

"trunk 24, roof 24, and hood 24" [0014] has been changed to --trunk 24c, roof 24b, and hood 24a--.

"hood 24" [0014] had been changed to --hood 24a--.

"covering sheet 24" [0014] has been changed to --covering sheet--.

"24 composite cover sheet" [0029] has been changed to --24a, 24b and 24c composite cover sheets--.

"cover sheets 24" [0033, 0040, 0044, 0048, 0053, 0055 and 0065] has been changed to --cover sheets 24a, 24b and 24c--.

"composite sheets 24" [0034 and 0036] has been changed to --composite sheets--.

"cover sheet 24" [0039] has been changed to --cover sheet--.

"covering sheet 24" [0039 and 0057] has been changed to --covering sheet--.

"hood 24" [0040, 0041, 0054, 0057 and 0065] has been changed to --hood 24a--.

"trunk 24" [0040, 0041, 0054, 0057 and 0065] has been changed to --trunk 24c--.

"roof 24" [0041, 0054, 0057 and 0065] has been changed to --roof 24b--.

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2. The drawings were received on September 1, 2004. Examiner approved drawing changes. **Applicant is required to submit new replacement sheet(s) which should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures.**

3. The following is an examiner's statement of reasons for allowance:

The recitations of the specific features of the mobile vehicle hail cover in claim 1 including especially the construction of the individual protective cover sheets, which are placed in top of the hood, the roof, and the trunk of an automobile, consisting of an impact absorbing material, sufficient to absorb and disperse the kinetic energy from falling hails objects, cover sheets may all be interconnected to each other via elastic straps, forming one solid interconnected structure, whereby the mobile vehicle hail cover protects the moving vehicle from failing hail, it does not cover any windows, headlights, turn signals, brake lights, and mirrors of the moving vehicle to allow for safe and legal driving operation of the vehicle while the mobile vehicle hail cover is installed is not taught nor is fairly suggested by the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lori L. Coletta whose telephone number is (703) 306-4614. The examiner can normally be reached on Monday-Friday 6:00am-2:30pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenn Dayoan can be reached on (703) 308-3102. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

*Lori L. Coletta*

Lori L. Coletta  
Primary Examiner  
Art Unit 3612

llc

November 29, 2004